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IN THE HIGH COURT OF KARNATAKA AT BANGALORE

DATED THIS THE 8TH DAY OF JUNE 1998

B E F O R E

THE HON'BLE MR. JUSTICE CHANDRASHEKARAIHAH

WRIT PETITION NO. 3553/1998

BETWEEN:

1. Dr.T.M.Ameer Ahmad,
S/o M.Jafar Mohiuddin,
Aged 69 years, R/at
410, 8th 'B' Main,
4th Block, Jayanagar,
Bangalore - 11.

2. T.M.Basheer Ahmad,
S/o M.Jafar Mohiuddin,
Aged 70 years,
173 A, 3rd Cross,
4th Block, Rajajinagar,
Bangalore - 10.

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... Petitioners.

(By Sri G.K.Bhat for Petrs.)

AND:

1. The City Municipal Council,
Tumkur City, Tumkur, by
its Commissioner.

42
7/11/98
... 2/-

2. Tumkur Urban Development Authority,
Tumkur City, Tumkur, by its
Commissioner.

3. Muktar Ahamad, S/o Mohammad
Hussain, Aged 50 years,
R/o 1/850, 2nd Cross,
Barlane, Tumkur - 1. ... Respondents.

(By Sri P.S.Manjunath for R-1, Sri R.B.Sadashivappa
for R-3, R-2 being served).

This Writ Petition filed under Articles 226
& 227 of the Constitution of India with an affi-
davit praying to: Direct the R-1 to dismantle
the illegal construction putup by R-4 in No.1/850,
2nd Cross, Barlane, Tumkur City adjacent to
petitioner's property and etc.

This Writ Petition coming on for preliminary
hearing in 'B' group this day, the Court made the
following:

O R D E R

The petitioners gave a representation to the
Municipal Council, dated 31-10-1997 regarding
illegal construction. If there is any such complaint,
it is the duty of the concerned authority under
Sec.187 of the Karnataka Municipalities Act to
dispose of the said representation. Since no

... 3/-

action is taken on the said application, it is a fit case to issue direction.

Accordingly, writ petition is disposed of with a direction to respondents-1 and 2 to consider and dispose of the representation made by the petitioner as per Annexure-B, with due notice to the interested persons, in accordance with law.

Sd/- Judge.

bsr(o.s.)

r.by: *L* 21/7/98

c.by: *B*

COPY



Assistant Registrar
High Court of Karnataka
Bangalore-560 001
10/7/98 *b* 24/7.

10/10/10